

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

SECOND APPEAL NO.208 OF 2000

Sou.Kamalabai Laxman Sonawane

...Appellant

Vs.

Babu Kasam Bagwan & anr.

...Respondents

Mr.M.M.Sathaye for the Appellant

Mr.R.M.Harddas with Mr.P.N.Joshi for Respondent Nos.1 & 2

CORAM: A.S.OKA, J.

DATED: JANUARY 27,2005.

P.C.:

1. Shri Sathaye, learned Counsel for the Appellant states that the dispute in the Second Appeal is settled and the agreement of settlement has been executed on 1st August 2002 by the parties. He has placed on record a xerox copy of the said agreement. The said xerox copy is taken on record and marked "X" for identification.

2. The learned Counsel for Respondent Nos.1 and 2 stated that he has received instructions that the parties have settled the dispute out of Court. He states that he is not aware of execution of the said agreement.

3. The xerox copy of agreement which is placed on record by

the learned Counsel for the Appellant shows that there is a settlement under which the Respondents have agreed to withdraw Regular Darkhast No.48 of 2000 and the Appellant has agreed to withdraw the present Appeal.

4. In view of this position, Second Appeal is disposed of as settled between the parties out of Court. There will be no order as to costs. Parties are at liberty to apply.

Judge.